

UNCLASSIFIED

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	STR-01	TRSE-00	T-00	USIE-00	FMP-00	PMB-00	DSCC-00
	PRME-01	DRL-09	G-00	/043W			

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O 121310Z JUL 95
FM AMEMBASSY THE HAGUE
TO USMISSION GENEVA IMMEDIATE
SECSTATE WASHDC IMMEDIATE 8921
INFO USMISSION USUN NEW YORK
AMEMBASSY KIGALI
AMEMBASSY DAR ES SALAAM

C O N F I D E N T I A L SECTION 01 OF 05 THE HAGUE 003752

STATE FOR DRL - NIX, USUN/W - SCHEFFER AND O'BRIEN, L -
MATHESON, L/UNA - BLOOM, IO/UNP - SHIPSHOCK, GENEVA FOR
EICHER - SHATTUCK AND NIX

E.O. 12356: DECLASSIFY 10 YEARS AFTER CLOSURE OF ICTR
TAGS: ICTR, PREL, PHUM, RW, CH
SUBJECT: RWANDA TRIBUNAL: JOINT EFFORTS TO EXPEDITE
- START-UP PHASE

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1. CONFIDENTIAL - ENTIRE TEXT.

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2. SUMMARY. ASSISTANT SECRETARY SHATTUCK MET WITH INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA (ICTR) CHIEF PROSECUTOR GOLDSTONE AND DUTCH MINISTER FOR DEVELOPMENT COOPERATION PRONK TO ASSESS THE CURRENT STATUS OF ICTR AND TO FORMULATE AN ACTION PLAN FOR MOVING THE RWANDA TRIBUNAL FORWARD. IT WAS AGREED THAT A KEY OBJECTIVE IS TO IDENTIFY A PERSON OR OFFICE AT THE UN IN NEW YORK WHOSE SUPPORT WILL ENABLE THE TRIBUNAL TO OVERCOME EXISTING OBSTACLES AND DELAYS. THE PROSECUTER, USG AND DUTCH GOVERNMENT AGREED TO UNDERTAKE A NUMBER OF NEAR-TERM ACTIONS RELATED TO BUDGET AND VOLUNTARY FUNDING; ICTR FACILITIES IN KIGALI, THE HAGUE AND ARUSHA; ICTR STAFFING; AND MISCELLANEOUS OTHER TRIBUNAL MATTERS. END SUMMARY.

3. ASSISTANT SECRETARY OF STATE FOR DEMOCRACY, HUMAN RIGHTS AND LABOR, JOHN SHATTUCK; COUNSELOR TO THE ASSISTANT SECRETARY, CRYSTAL NIX; DIRECTOR, OFFICE OF TRANSITIONAL INITIATIVES, AID, RICK BARTON; AND SPECIAL ASSISTANT TO AMBASSADOR ALBRIGHT, JIM O'BRIEN, MET WITH ICTR PROSECUTOR RICHARD GOLDSTONE, DEPUTY PROSECUTOR RAKOTOMANANA, DIRECTOR OF INVESTIGATIONS COLIN PORT, AND DUTCH MINISTER FOR DEVELOPMENT COOPERATION JAN PRONK, TOGETHER WITH SENIOR MEMBERS OF GOLDSTONE'S AND PRONK'S STAFFS AT TRIBUNAL HEADQUARTERS IN THE HAGUE ON JULY 6.

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5. GOLDSTONE SAID THAT HE HAD ARRANGED TO SEE UNDER SECRETARY GENERAL KOFI ANNAN, DEPARTMENT OF PEACEKEEPING OPERATIONS, IN GENEVA ON JULY 8.

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6. GOLDSTONE WELCOMED THE INITIATIVE OF THE USG IN PREPARING THE REPORT ON ACTIONS URGENTLY NEEDED TO SUPPORT THE ICTR IN SECURING INDICTMENTS BY DECEMBER 1995, DATED JUNE 29, 1995, WHICH SETS FORTH IN DETAIL THE STEPS THAT NEED TO BE TAKEN TO MOVE ICTR INTO ITS OPERATIONAL PHASE. THE REPORT'S RECOMMENDATIONS CONSTITUTED THE AGENDA OF THE MEETING.

BUDGET AND VOLUNTARY FUNDING

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7. TRIBUNAL BUDGET. GOLDSTONE SAID THAT HE HAD BEEN INFORMED THAT THE ACABQ WOULD NOT CONSIDER THE DRAFT ICTR BUDGET IN EARLY JULY AS SCHEDULED HE UNDERSTANDS THAT THE TRIBUNAL WILL RECEIVE PROBATED COMMITMENT AUTHORITY OF APPROXIMATELY US\$4 MILLION FOR THE PERIOD ENDING SEPTEMBER 30, 1995.

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O 121310Z JUL 95
FM AMEMBASSY THE HAGUE
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SECSTATE WASHDC IMMEDIATE 8922
INFO USMISSION USUN NEW YORK
AMEMBASSY KIGALI
AMEMBASSY DAR ES SALAAM

C O N F I D E N T I A L SECTION 02 OF 05 THE HAGUE 003752

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8. USG/DUTCH GOVERNMENT PLEDGES. PRONK AND SHATTUCK
CONFIRMED PREVIOUSLY PLEDGED AMOUNTS -- EACH COUNTRY HAS
PLEDGED \$3 MILLION FOR THE ICTR VOLUNTARY FUND -- AND
PERSONNEL TO THE TRIBUNAL, AND EMPHASIZED THE NEED FOR
MAKING GOOD ON THEIR PLEDGES AS SOON AS POSSIBLE.
PRONK'S STAFF SAID THAT THE PAPERWORK RELATING TO THE
DUTCH VOLUNTARY FUND CONTRIBUTION HAD RECENTLY BEEN SENT
TO NEW YORK. SHATTUCK AND NIX SAID THAT A SIGNIFICANT
PART OF THE US\$3 MILLION CONTRIBUTION HAS ALREADY BEEN
EXPENDED FOR THE PURCHASE OF COMPUTER AND OTHER
EQUIPMENT FOR ICTR'S KIGALI OFFICE, AND THAT ADDITIONAL
AMOUNTS WOULD BE USED FOR SUCH PURCHASES FOR THE HAGUE
OFFICE, ONCE ESTABLISHED, AS WELL AS FOR PERSONNEL.

9. OTHER DONORS. PRONK AND SHATTUCK AGREED TO
UNDERTAKE SEPARATE CONTACTS WITH OTHER PLEDGING NATIONS
ABOUT MAKING GOOD ON THEIR PLEDGES; SHATTUCK SAID THAT
HE WOULD BE IN GENEVA ON JULY 10-11 AND WOULD RAISE THE
ISSUE WITH APPROPRIATE MISSIONS THERE.

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FACILITIES, EQUIPMENT & HOUSING

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10. KIGALI. GOLDSTONE SAID THAT HE HAD BEEN INFORMED
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BY AMBASSADOR KHAN THAT THE RWANDA TRIBUNAL WOULD HAVE
THE ENTIRE UNICEF BUILDING IN KIGALI AVAILABLE TO IT BY
THE END OF JULY. GOLDSTONE WILL RAISE OPERATIONAL
ISSUES -- BILLING ACCOUNTS FOR PHONE AND FOR LINES;
OFFICE FURNITURE; POSSIBILITY OF AN ADDITIONAL GENERATOR
-- WITH CONNOR AND HIS STAFF. NIX SAID THAT USG
PURCHASE OF SECURE COMMUNICATIONS, PHONE AND FAX
EQUIPMENT, AS WELL AS BASIC COMPUTER EQUIPMENT, IS WELL
ADVANCED AND THAT THE USG HAD ARRANGED WITH THE UN FOR
TRANSPORT OF THE ITEMS TO KIGALI IN JULY.

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12. BRINDISI DEPOT. IT WAS NOTED THAT THE UN'S
BRINDISI DEPOT WAS A POSSIBLE SOURCE OF VEHICLES AND
FURNITURE FOR ICTR. THE DEPOT IS UNDER THE CONTROL OF
DENIS BEISSEL, ACTING DIRECTOR, FIELD ADMINISTRATION AND
LOGISTICAL DIVISION, DEPARTMENT OF PEACEKEEPING
OPERATIONS. GOLDSTONE SAID THAT HE WOULD RAISE THE
ISSUE OF POSSIBLE ACCESS OF THE TRIBUNAL TO FURNITURE OR
VEHICLES AT THE BRINDISI WAREHOUSE WITH KOFI ANNAN IN
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GENEVA ON JULY 8, AND WOULD FOLLOW-UP WITH HEADQUARTERS
IN NEW YORK. NIX SAID THAT THE USG WAS IN THE PROCESS
OF RAISING THE ISSUE OF TRIBUNAL ACCESS TO THE DEPOT
WITH RELEVANT AUTHORITIES IN NEW YORK.

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14. HOUSING. GOLDSTONE SAID THAT HE HAD BEEN INFORMED
THAT THE AVAILABILITY OF HOUSING IN KIGALI IS
INCREASING, NOT LEAST BECAUSE OF THE REDUCTION IN THE
SIZE OF UNAMIR. HE NOTED THAT OPERATIONAL ASPECTS THAT
WOULD NORMALLY BE HANDLED BY THE REGISTRAR WOULD NOT BE
SO HANDLED IN KIGALI OR THE HAGUE, SINCE THE REGISTRAR

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O 121310Z JUL 95
FM AMEMBASSY THE HAGUE
TO USMISSION GENEVA IMMEDIATE
SECSTATE WASHDC IMMEDIATE 8923
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C O N F I D E N T I A L SECTION 03 OF 05 THE HAGUE 003752

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WILL NOT BE PRESENT IN EITHER LOCATION; THUS, IT WOULD
APPEAR TO MAKE SENSE FOR THE PROSECUTOR'S OFFICE TO HAVE
AN ADMINISTRATIVE STAFFER IN BOTH LOCATIONS. NIX SAID
THAT THE USG HAS SENT A TDY ADMINISTRATIVE PERSON TO
KIGALI TO ASSIST IN LOCATING HOUSING FOR STAFF, MAKING
LEASE ARRANGEMENTS AND ASSISTING WITH OTHER
ADMINISTRATIVE MATTERS. SHE SAID THAT, NOTWITHSTANDING
THE PROVISION IN THE DRAFT BUDGET RELATING TO THE
RENOVATION OF FOUR PRIVATE BUILDINGS TO SERVE AS GROUP

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HOUSING FOR OTP STAFF, HOUSING PROBLEMS REMAIN CRITICAL. SHE NOTED THAT INDIVIDUAL STAFF MEMBERS CANNOT BE EXPECTED TO UNDERTAKE PERSONAL LEASE OBLIGATIONS FOR GROUP ROUSES, AND RECOMMENDED THAT THE OTP OR A DONOR GOVERNMENT CONSIDER THE POSSIBILITY OF ITSELF ENTERING INTO SUCH LEASES BACKED BY USE OF THE VOLUNTARY FUND.

15. VEHICLES. NIX SAID THAT THE USG HAS ARRANGED TO CONTRIBUTE SIX VEHICLES FOR THE USE OF INVESTIGATORS IN KIGALI; THEY ARE EXPECTED TO BE DELIVERED BY THE END OF JULY. THE POSSIBILITY OF ADDITIONAL CONTRIBUTION OF VEHICLES WILL BE COORDINATED WITH THE TRIBUNAL, WHICH WILL ALSO BE EXPLORING THE POSSIBILITY OF ACQUIRING VEHICLES FROM THE BRINDISI DEPOT (SEE ABOVE).

16. THE HAGUE. GOLDSTONE AND DIRECTOR OF INVESTIGATIONS PORT SAID THAT THE AVAILABILITY OF A FACILITY IN THE HAGUE IN THE NEAR-FUTURE IS CRITICAL TO THE TRIBUNAL'S PROSPECTS.

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C O N F I D E N T I A L SECTION 04 OF 05 THE HAGUE 003752

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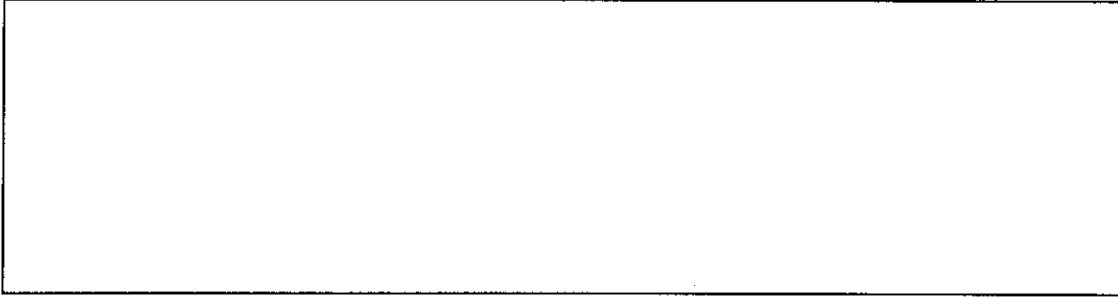
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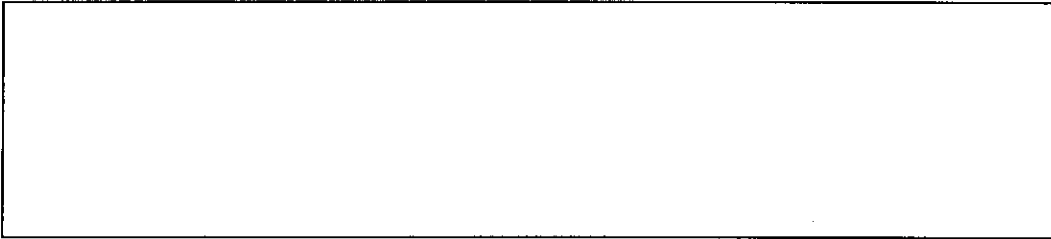
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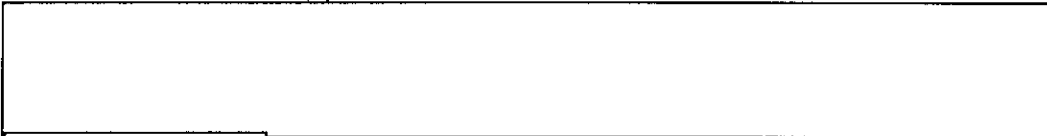
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ICTR STAFFING



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20. GOLDSTONE AND PORT EMPHASIZED THE URGENT NEED FOR
ADDITIONAL STAFF, [REDACTED]



[REDACTED] PORT ADDED THAT, WHILE THE TRIBUNAL HAD
RECEIVED AUTHORITY TO FILL 30 KEY POSITIONS, AND HE HAD
IDENTIFIED INDIVIDUALS FOR THOSE POSITIONS, THE HIRING
PROCESS WOULD HAVE TO GO THROUGH NEW YORK, AND DELAYS
WERE ALREADY TAKING PLACE. GOLDSTONE SAID THAT, IN THE
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NORMAL COURSE, HIRING AUTHORITY WOULD DEVOLVE TO THE
REGISTRAR OF THE TRIBUNAL ONCE A REGISTRAR IS ON BOARD.
U.S. REPRESENTATIVES URGED GOLDSTONE TO CONSIDER
REQUESTING DIRECT OTP AUTHORITY, AND SUGGESTED THAT USG
OR DUTCH GOVERNMENT MIGHT BE ABLE TO DETAIL QUALIFIED
ADMINISTRATORS TO HANDLE HIRING AND OTHER MATTERS IF
APPROPRIATE AUTHORITY IS OBTAINED. GOLDSTONE AGREED TO
PURSUE THE QUESTION OF OTP HIRING AUTHORITY WITH CONNOR.

21. DETAILEES. PRONK PRESSED HIS SUBORDINATES TO
ENSURE TIMELY CONTRIBUTION OF 21 DUTCH DETAILEES; AUGUST
WAS MENTIONED AS A POSSIBLE DATE OF ARRIVAL FOR DUTCH
DETAILEES. WITH RESPECT TO USG DETAILEES, NIX SAID THAT
3 DOD DETAILEES AND A TDY ADMINISTRATIVE PERSON WERE
ALREADY IN PLACE IN KIGALI; PORT SAID THAT HE WAS
REVIEWING RESUMES FROM OTHER PROSPECTIVE DETAILEES. NIX
SAID THAT THE USG WAS ALSO CONSIDERING THE POSSIBILITY
OF PROVIDING SHORT-TOUR ADMINISTRATIVE AND INFORMATION
SYSTEM DETAILEES TO HELP ESTABLISH THE SUPPORT OFFICE IN
THE HAGUE. SHE ADDED THAT THE USG WAS WORKING IN DC ON
THE DATA PROCESSING BACKLOG WITH RESPECT TO DOCUMENTS
BROUGHT OUT OF RWANDA TO DATE. PRONK AND SHATTUCK
AGREED TO ATTEMPT TO EXPEDITE DUTCH AND U.S. PERSONNEL
PLEDGES.

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23. REIMBURSEMENT ISSUES FOR PERSONNEL FROM DONOR

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COUNTRIES. THE USG HAS BEEN SEEKING AGREEMENT TO THE PAYMENT OF REIMBURSEMENT FOR THREE DOJ PROSECUTORS FOR SOME MONTHS. THE USG WILL RAISE THIS AGAIN WITH CONNOR THIS WEEK.

24. KINYARWANDA INTERPRETER. THE USG HAS IDENTIFIED ONE KINYARWANDAN INTERPRETER; THE TRIBUNAL WILL REQUIRE ADDITIONAL KINYARWANDA INTERPRETERS AND TRANSLATORS. PORT AGREED TO RAISE THE ISSUE WITH BELGIAN AUTHORITIES, ALTHOUGH HE SAID THAT THEY WERE CONCERNED ABOUT BELGIAN GOVERNMENT PERSONNEL OR PRIVATE INDIVIDUALS WORKING FOR THE TRIBUNAL IN KIGALI.

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MISCELLANEOUS ICTR MATTERS

25. GOR LIST OF LEADERS HELD IN PRISON. RAKOTOMANANA

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 SAID THAT HE HAD REQUESTED A LIST FROM THE GOR IN MARCH
 AND IS STILL AWAITING A RESPONSE. HE WILL REPORT TO
 GOLDSTONE NEXT WEEK, FOLLOWING WHICH, IF NECESSARY, THE
 USG WILL DEMARCHE THE GOR.

26. NATIONAL LEGISLATION. GOLDSTONE SAID THAT HE HAD
 STRESSED TO GOR AUTHORITIES THAT THE GOR -- AS "THE
 PATIENT" -- SHOULD ACT QUICKLY TO PASS NATIONAL
 LEGISLATION PERMITTING COMPLIANCE WITH THE TRIBUNAL'S
 STATUTE. PRONK RAISED THE QUESTION OF USING THE OAU TO
 ASSURE THE PASSAGE OF SUCH LEGISLATION ELSEWHERE IN
 AFRICA AS WELL AND SAID THAT HE WOULD CONSULT WITH THE
 MINISTRY OF JUSTICE ABOUT DUTCH LEGISLATION. GOLDSTONE
 SAID THAT BELGIAN LEGISLATION WAS EXPECTED TO BE PASSED
 ANY DAY. NIX SAID THAT U.S. LEGISLATION WILL SOON GO TO
 THE HILL.

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29. COALITION OF CONSCIENCE. GOLDSTONE SAID THAT HE WOULD BE MEETING ON JULY 13 WITH REPRESENTATIVES OF THE NGO SUPPORT GROUP "COALITION OF CONSCIENCE", WHICH IS DESIGNED TO RAISE FINANCIAL AND MEDIA SUPPORT FOR THE YUGOSLAV AND RWANDA TRIBUNALS AS WELL AS TO PROVIDE THEM WITH TECHNICAL ASSISTANCE. THE HOPE WAS EXPRESSED THAT THE COALITION WOULD BECOME MORE INTERNATIONAL IN CHARACTER. PRONK UNDERTOOK TO SEEK TO ARRANGE MEETINGS OF DUTCH NGOS WITH COALITION REPRESENTATIVES.

30. RWANDA SUPPORT GROUP. THE POSSIBILITY OF ANOTHER SUPPORT GROUP MEETING IN KIGALI NEAR THE END OF THE CALENDAR YEAR WAS DISCUSSED. IT WAS OBSERVED THAT PERHAPS THE MEETING WOULD TAKE PLACE IN THE CONTEXT OF THE EXPECTED INDICTMENTS AT THAT TIME. DORNBUSH